

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,) CASE NO. CR08-082-RSL
)
Plaintiff,)
)
v.)
) DETENTION ORDER
CEDRIC BARQUET,)
)
Defendant.)
_____)

Offense charged: Conspiracy to Distribute Cocaine and Crack Cocaine

Date of Detention Hearing: March 25, 2008

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense the maximum penalty of which is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both

01 dangerousness and flight risk, under 18 U.S.C. §3142(e).

02 2. Defendant's past criminal history includes a prior VUCSA conviction, giving rise
03 to a mandatory minimum of 20 years, if alleged. The AUSA proffers that defendant is a known
04 gang member who was involved in a recent gang shooting in which he was injured and refused to
05 cooperate. The AUSA alleges that there are two open gang-related shooting investigations
06 pending in King County in which the defendant is the subject. Pretrial Services indicates that
07 defendant has failed to register as required as a sex offender and is currently under investigation
08 by the Olympia Police Department for this failure.

09 3. Taken as a whole, the record does not effectively rebut the presumption that no
10 condition or combination of conditions will reasonably assure the appearance of the defendant as
11 required and the safety of the community.

12 It is therefore ORDERED:

13 (1) Defendant shall be detained pending trial and committed to the custody of the
14 Attorney General for confinement in a correction facility separate, to the extent
15 practicable, from persons awaiting or serving sentences or being held in custody
16 pending appeal;

17 (2) Defendant shall be afforded reasonable opportunity for private consultation with
18 counsel;

19 (3) On order of a court of the United States or on request of an attorney for the
20 Government, the person in charge of the corrections facility in which defendant is
21 confined shall deliver the defendant to a United States Marshal for the purpose of
22 an appearance in connection with a court proceeding; and

01 (4) The clerk shall direct copies of this Order to counsel for the United States, to
02 counsel for the defendant, to the United States Marshal, and to the United States
03 Pretrial Services Officer.

04 DATED this 26th day of March, 2008.

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06 Mary Alice Theiler
07 United States Magistrate Judge
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